



Sector #3

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PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/750,923	
	Filing Date	Jan. 2, 2001	
	First Named Inventor	Tucciarone et al.	
	Group Art Unit	2182	
	Examiner Name	TBD	
Total Number of Pages in This Submission	160	Attorney Docket Number	004-0003

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Substitute specification including written disclosure, abstract and drawings, Notice of missing part ✓
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Lau & Associates
Signature	<i>Michael Lau</i>
Date	March 30, 2001

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: <input type="text"/>	
Typed or printed name	Michael N. Lau
Signature	<i>Hand delivered</i>
Date	3/30/2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Tucciarone et. Al. : Examiner TBD
Serial No. 09/750,923 : Art Unit 2182
Filed: January 2, 2001 :

For ELECTRONIC MESSAGING SYSTEM AND METHOD THEREOF

COMMUNICATION

OIPE Customer Service Center
Honorable Commissioner of Patent
Washington, DC 20231

Sir:

Per request of the Office, as evidenced by the Notice to File Missing Part contained herewith, submitted herewith under 37 CFR 1.52 is a substitute specification.

The Applicants have not yet furnished a copy of an executed declaration to the Undersigned, thus the same cannot be furnished to the Patent Office at this time. The executed declaration will be provided to the Office as soon as it is received by the Undersigned. The surcharge of \$65.00 will be paid at the time the declaration is submitted.

The Commissioner is hereby authorized to charge any underpayment of fees or credit any overpayment of fees in connection with this communication to Deposit Account

Number 501356.

Respectfully submitted,

A handwritten signature in cursive script that reads "Michael Lau". The signature is fluid and elegant, with the first name "Michael" and the last name "Lau" clearly distinguishable.

Michael N. Lau
(Registration No. 39,479)
Lau & Associates
P.O. Box 34041
Washington, DC 20043-4041
202-326-0222 (Telephone)
202-326-0223 (Facsimile)
Michael_Lau_@Yahoo.com

March 30, 2001



Serial # _____ Attorney Docket # 004-0003
Filed: Jan 2, 2001 Inventor: Tucciarone, Joel D. et al.
Title: Electronic Messaging System and Method Thereof

COMMISSIONER OF PATENTS & TRADEMARKS
BOX New Application
WASHINGTON, DC 20231

Please acknowledge receipt of the following by date stamping and returning this card to us.

<input type="checkbox"/>	Preliminary Amendment	<input type="checkbox"/>	Appeal Brief in Triplicate
<input type="checkbox"/>	Amendment	<input type="checkbox"/>	Reply Brief in Triplicate
<input checked="" type="checkbox"/>	Communication	<input type="checkbox"/>	Notice of Appeal
<input checked="" type="checkbox"/>	New Application, 64 Claims	<input checked="" type="checkbox"/>	Formal Drawing 19 pages
<input type="checkbox"/>	PCT Application	<input type="checkbox"/>	Issue Fee & Transmittal
<input type="checkbox"/>	Continuation Patent Application (CPA)	<input type="checkbox"/>	Cover Letter
<input type="checkbox"/>	Divisional Application	<input type="checkbox"/>	Certificate of Mailing
<input type="checkbox"/>	Continuation-In-Part Application (CIP)	<input checked="" type="checkbox"/>	Hand Delivery
<input type="checkbox"/>	Certified Copy of Priority Application	<input type="checkbox"/>	Transmittal Letter
<input checked="" type="checkbox"/>	Specification, Drawings & Abstract	<input checked="" type="checkbox"/>	Petition
<input checked="" type="checkbox"/>	Information Disclosure Statement	<input checked="" type="checkbox"/>	Check # Credit Payment Form
<input type="checkbox"/>	Substitute Specification	<input checked="" type="checkbox"/>	Others Fee transmittal
<input type="checkbox"/>	Assignment with Recordation sheet	<input checked="" type="checkbox"/>	Appn Transmittal
<input checked="" type="checkbox"/>	Declaration & Power of Attorney		

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JUL 31 2001

Technology Center 2100



Michael N. Lau
7701 Rockledge Court
Springfield, VA 22152

703-644-7695

703-283-5178



Receipt

09/750,923

Attorney Docket No. 004-0003/MNL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Tucciarone et. Al. : Examiner TBD
Serial No. 09/750,923 ✓ : Art Unit 2182 ✓
Filed: January 2, 2001 :
For ELECTRONIC MESSAGING SYSTEM AND METHOD THEREOF

COMMUNICATION

Honorable Commissioner of Patent
Washington, DC 20231

Sir:

In the Filing Receipt attached herewith, under the heading "Non-Publication Request", there is an incorrect entry of a "No." That entry should indicate a "Yes."

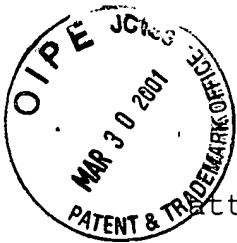
In the Communication attached with the application filed on January 2, 2001, the Undersigned has clearly stated that "It is the current decision of the Applicant that he will not file any PCT application based on the application attached herewith. Therefore, please do not publish the present application at the 18 month junction or any time prior to issuing the present application into a U.S. Utility Patent."

A copy of the Communication as originally filed and a postcard proving that it was filed on January 2, 2001 is

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Technology Center 2100



09/750,923

Attorney Docket No. 004-0003/MNL

Attached herewith. Correction of the mistake is
respectfully requested.

The Commissioner is hereby authorized to charge any
underpayment of fees or credit any overpayment of fees in
connection with this communication to Deposit Account
Number 501356.

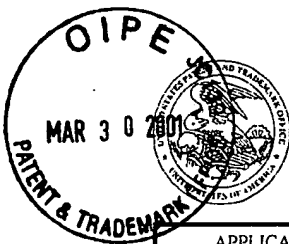
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JUL 31 2001
Technology Center 2100

Respectfully submitted,

Michael N. Lau
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Michael_Lau_@Yahoo.com

March 29, 2001

#3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/750,923	01/02/2001	Joel D. Tucciarone	00-0003/mnl

CONFIRMATION NO. 7355

FORMALITIES LETTER



OC000000005775453

Michael N. Lau
7701 Rockledge Court
Springfield, VA 22152

Date Mailed: 02/16/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below.

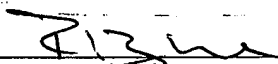
The required item(s) identified below must be timely submitted to avoid abandonment:

- The Claim(s) commencing on a separate sheet (37 CFR 1.75(h)).
- A substitute specification in compliance with 37 CFR 1.52 because:
 - The specification cannot be scanned or properly stored. Page(s)
 - Papers must be legibly written either by a typewriter or mechanical printer in permanent ink or its equivalent in portrait orientation on flexible, strong, smooth, non-shiny, durable, and white paper. Application papers must be presented in a form having sufficient clarity and contrast between the paper and the writing thereon to permit the direct reproduction of readily

legible copies in any number by use of photographic, electrostatic, photo-offset, and microfilming processes and electronic reproduction by use of digital imaging and optical character recognition. Pages **73-118** are not in compliance with 37 CFR 1.52(a).

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Attorney Docket No. 004-0003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Joel D. Tucciarone et al.

Examiner: TBD

Serial No. TBD

Art Unit TBD

Filed: January 2, 2001

For ELECTRONIC MESSAGING SYSTEM AND METHOD THEREOF

COMMUNICATION

Box New Application
Honorable Commissioner of Patent
Washington, DC 20231

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JUL 31 2001
Technology Center 2100

Sir:

This Communication is filed accompanied with a new utility patent application attached herewith.

The Applicant is a small entity; thus, fees appropriate for a small entity is attached herewith.

It is the current decision of the Applicant that he will not file any PCT application based on the application attached herewith. Therefore, please do not publish the present application at the 18 month junction or any time prior to issuing the present application into a U.S. Utility Patent.

The Commissioner is hereby authorized to charge any underpayment of fees or credit any overpayment of fees in connection with this communication to Deposit Account Number 501356.

Respectfully submitted,

A handwritten signature in cursive script that reads "Michael Lau". The signature is written in dark ink and is positioned above the typed name and address.

Michael N. Lau
(Registration No. 39,479)
Lau & Associates
7701 Rockledge Court
Springfield, V 22152
703-644-7695
703-644-4303 (Fax)

January 2, 2001



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/750,923	01/02/2001	2182	751	00-0003/mnl	19	64	3

CONFIRMATION NO. 7355

FILING RECEIPT



OC000000005775452

Michael N. Lau
7701 Rockledge Court
Springfield, VA 22152

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JUL 3 2001

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Date Mailed: 02/16/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Joel D. Tucciarone, Brooklyn, NY;
Chester Y. M. Chee, Flushing, NY;
Jeffrey Y. Huang, Flushing, NY;
Kevin Milani, Brooklyn, NY;
Patrick Tighe, New York, NY;
Marlin Pohlman, Tulsa, OK;

Continuing Data as Claimed by Applicant

Foreign Applications

If Required, Foreign Filing License Granted 02/16/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: ☒ No ☐ Yes

** SMALL ENTITY **

Title

Electronic messaging system and method thereof

Preliminary Class

713

Data entry by : MOHAMED, RIZAHA

Team : OIPE

Date: 02/16/2001

